

REMARKS

In the Restriction Requirement mailed August 16, 2005, the Examiner has restricted the claims to one of the following inventions under 35 U.S.C. 121:

- I. Claims 1-30, drawn to a liquid material ejection device; and
- II. Claims 31-55, drawn to a method of ejecting liquid material.

Group I was further restricted to eight Species. Applicant elects, without traverse, Group I, Species Ia, including generic claims 1, 11, 17, 22 and 27 along with claims 8-10, 20-21, and 30 as indicated by the Examiner. Applicant respectfully cancels claims 31-55 (Group II) without prejudice or disclaimer, and reserves the right to reintroduce them in one or more Divisional applications at a later date.

Should any generic claim be allowable, Applicant respectfully notes that under MPEP §809.04 "if a linking claim is allowed, the examiner must thereafter examine species if the linking claim is generic thereto, or he or she must examine the claims to the nonelected inventions that are linked to the elected invention by such allowed linking claim."

CONCLUSION

Applicant respectfully submits that the pending claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at (612) 373-6944 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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By their Representatives,

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Date

9-15-05

By



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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 15 day of September, 2005.

Name

KACIA LEE

Signature

